

COMBINED DECLARATION AND POWER OF ATTORNEY

ATTORNEY DOCKET NO

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Process for preparing 3-heteroaryl-hydroxypropanoic acid derivatives

the specification of which is attached hereto,

or was filed on September 24, 2003 as

Application Serial No. 10/669,424

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s), the priority(ies) of which is/are to be claimed:

10244811.6
(Number)

Germany
(Country)

September 26, 2002
(Month/Day/Year Filed)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)


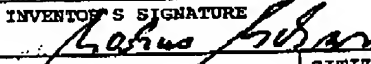

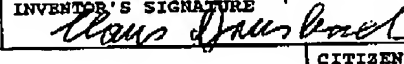
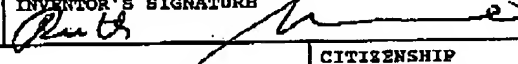
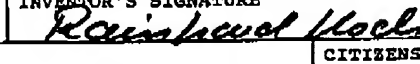
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agents, as power of attorney, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

GODFRIED R. AKORLI, Patent Office Registration Number 28,779
 DIDERICO VAN EYL, Patent Office Registration Number 38,641
 JOSEPH C. GIL, Patent Office Registration Number 26,602
 LYNDANNE M. WHALEN, Patent Office Registration Number 29,457

all of Bayer Corporation, Pittsburgh, Pennsylvania 15205-9741

Send Correspondence To: Patent Department Bayer Chemicals Corporation 100 Bayer Road Pittsburgh, Pennsylvania 15205-9741		Direct Telephone Calls To: (412)777-3860	
FULL NAME OF SOLE OR FIRST INVENTOR Frank BERENDES		INVENTOR'S SIGNATURE 	
RESIDENCE 48151 Münster, Germany		DATE 16.03.2004	
POST OFFICE ADDRESS Geiststr. 51, 48151 Münster, Germany		CITIZENSHIP German	
FULL NAME OF SECOND INVENTOR Markus ECKERT		INVENTOR'S SIGNATURE 	
RESIDENCE Shanghai 200001, China		DATE 20.04.2004	
POST OFFICE ADDRESS No. 550, Yan An Road East, Shanghai 200001, China		CITIZENSHIP German	
FULL NAME OF THIRD INVENTOR Nils BRINKMANN		INVENTOR'S SIGNATURE 	
RESIDENCE 51373 Leverkusen, Germany		DATE 25.02.2004	
POST OFFICE ADDRESS Heymannstr. 32, 51373 Leverkusen, Germany		CITIZENSHIP German	
FULL NAME OF FOURTH INVENTOR Claus DREISBACH		INVENTOR'S SIGNATURE 	
RESIDENCE 42799 Leichlingen, Germany		DATE 01.03.2004	
POST OFFICE ADDRESS Bergerhof 54, 42799 Leichlingen, Germany		CITIZENSHIP German	
FULL NAME OF FIFTH INVENTOR Ruth MEISSNER		INVENTOR'S SIGNATURE 	
RESIDENCE 51375 Leverkusen, Germany		DATE 8.03.04	
POST OFFICE ADDRESS Kuhlmannweg 35, 51375 Leverkusen, Germany		CITIZENSHIP German	
FULL NAME OF SIXTH INVENTOR Rainhard KOCH		INVENTOR'S SIGNATURE 	
RESIDENCE 51065 Köln, Germany		DATE 20.02.04	
POST OFFICE ADDRESS Jakob-Böhme-Str.10, 51065 Köln, Germany		CITIZENSHIP German	